

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ANNETTE M. DURNACK, *et al*,

Plaintiffs,

v.

RETIREMENT PLAN COMMITTEE OF TALEN
ENERGY CORPORATION, *et al*,

Defendants.

CIVIL ACTION
NO. 20-5975

ORDER

AND NOW, this 13th day of September, 2021, upon review of Defendants' Motion to Dismiss, Plaintiff's opposition thereto and Defendants' Reply, and after oral argument being held, it is hereby **ORDERED** as follows:

1. Defendants' Motion to Dismiss (Docket No. 10) is **DENIED**;
2. Defendants shall file an Answer to Plaintiffs' Complaint within twenty (20) days of the date of this Order; and
3. The parties shall immediately commence discovery.

BY THE COURT:

/s/ Jeffrey L. Schmehl
Jeffrey L. Schmehl, J.